IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

September 26, 2002

In re application of

ROBERT E. HARMS

Serial No.

10/064,166

Filed

06/17/2002

For

DUMBBELL HAVING INTERLOCKING

COMPONENTS

Examiner

TO BE ASSIGNED

Art Unit

TO BE ASSIGNED

Our File No.

9530.4875

STATEMENT OF EUGENIO SEGOVIA, JR. PURSUANT TO 37 C.F.R. § 1.48(a)(1)

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir.

I, EUGENIO SEGOVIA, JR., affirmatively state that the error in inventorship in the above-referenced application occurred without a deceptive intent on my part. I did not sign the original Declaration as filed. I did not completely understand the U.S. Patent and Trademark Office's requirements for the listing of a person as an inventor, or what constitutes a ∞ -inventor, until after the application was filed.

Mr. Harms was primarily responsible for the project in developing the dumbbell which includes interlocking components. I became involved in the project and assisted Mr. Harms in the product development and testing stages.

Specifically, I offered original contributions to the dumbbell design, as reflected in Figures 1 and 2, amongst others. I participated not only in the conceptual design of the product, but in developing and testing successful prototypes. This included the endcap

FIGURED

OCT 0 3 2002

TECHNOLOGY CENTER R3700

Applicant: Robert E. Harms Serial No. 10/064,166 September 26, 2002 Page 2

attachment nipples, castings and complementary geometries. I also assisted in the design of the central handle for the dumbbell, the geometric shapes which were preferable in an optimum design, and the interlocking components through and including the weighted assemblies.

After a complete review of my involvement I am sure that I contributed to both the conception of the invention and its reduction to practice. I have discussed this matter with Mr. Harms, who is of the same opinion.

This statement is made in accordance with 37 C.F.R. § 1.48(a)(1).

Respectfully submitted.

Sworn to and subscribed before me this 26th day of Scot

Eugenio Segovia, Jr. personally appeared before me, and

Presented Identification Number TX 09808062

[] Is Personally Known to me

SALLY A. HEFLIN MY COMMISSION EXPIRES MAY 13, 2004

TESSOFORMSME75.SEGOVIA INVENTORSHIP.STMT